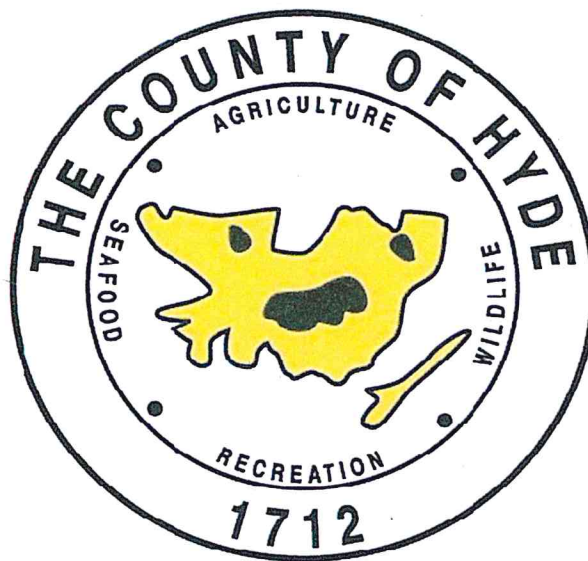


HYDE COUNTY BOARD OF COMMISSIONERS



Hyde County Courthouse Multi-purpose Room

30 Oyster Creek Road, Swan Quarter, NC

and

Ocracoke School Commons Area

120 School House Road, Ocracoke, NC

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Chairman Earl Pugh, Jr.
Attachment: No

ITEM TITLE: OPENING

SUMMARY: Call to Order
Opening Prayer
Pledge of Allegiance

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: Chairman Earl Pugh, Jr.
Attachment: Yes

ITEM TITLE: CONSIDERATION OF AGENDA

SUMMARY: Attached is the proposed Agenda for the August 1, 2016, Regular Meeting of the Hyde County Board of Commissioners.

RECOMMEND: Review, Amend and Approve.

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

AGENDA

HYDE COUNTY BOARD OF COMMISSIONERS' MEETING

MONDAY, AUGUST 1, 2016 – 6:00 PM

CALL TO ORDER OPENING

CONSIDERATION OF AGENDA

CONSIDERATION OF MINUTES

- 1) July 5, 2016 – Regular Meeting Minutes

PUBLIC HEARING (none)

INTRODUCTION (none)

PRESENTATIONS

- 1) Mainland Community Recreation Kris Noble
- 2) Preliminary Flood Maps Kris Noble

EMPLOYEE RECOGNITION

PUBLIC COMMENTS

Public Comments are a time for the public to make comments to the County Commissioners. Comments should be kept to three (3) minutes or less and comments should be directed to the entire Board and not to individual members, the staff or to other members of the public. Comments requesting assistance will typically be referred to the County Manager for follow-up or for Board action at a future meeting.

ITEMS OF CONSIDERATION

1) Appointment

- a. Ocracoke Development Ordinance Planning Advisory Board Mgr. Rich
- b. Ocracoke Occupancy Tax Board Mgr. Rich

- 2) 2015 Tax Settlement Report Linda Basnight

- 3) Slocum Drainage Association Assistance Kris Noble
- 4) Request to Waive Fees for Engelhard Sanitary District Kris Noble
- 5) Hyde County Airport Bid Award Jane Hodges
- 6) NC Health Plan Mgr. Rich
- 7) Shoffner Sub-division Plat Kris Noble
- 8) Proposed Sale of Hydeland Home Health Mgr. Rich
- 9) Ocracoke Convenience Site Landscaping Mgr. Rich
- 10) Adopt County Manager Evaluation Form Earl Pugh, Jr.
- 11) Approval of Emergency Services Job Descriptions Justin Gibbs
- 12) Animal Control AgreementMgr. Rich
- 13) Commissioner ConcernsComm. Fletcher
 - a. Dashboard Cameras for Deputies
 - b. Legalized Marijuana
 - c. Slot Machines on Ferries
- 14) NPS – Handicap Beach Access UpdateKris Noble
 - a. Highway 12 Right-of-Way
 - b. NPS Fire Break
 - c. Soundside Beach Access

BUDGET MATTERS (none)

MANAGEMENT REPORTS

The Commissioners and County Manager will share with the public their various activities and ideas for continuous improvement of government services to the citizens.

PUBLIC COMMENTS

The public is invited to use this time to make comments to the County Commissioners on items discussed during this meeting and/or matters not discussed earlier in the meeting.

CLOSED SESSION (discussion and possible action if required)

ADJOURN

SUPPLEMENTAL INFORMATION

Department Reports

- 1) Tax Department (requires signature)
- 2) Soil & Water – Conservation Connection
- 3) Human Resources
- 4) Health Department
- 5) Department of Social Services
- 6) IT Department

Informational Items

- 1) Beaufort County – Resolution Opposing HB763
- 2) FY15/16 Building Reuse Program Award Notification
- 3) NRCS – Swan Quarter Watershed Project Work Plan (letter 07-15-2016)
- 4) NCACC 2017-18 Legislative Goals Process
- 5) NCEM – Dianne Curtis (thank you note)
- 6) CDBG – Commerce Fellows Capacity Building Grant Award Notification
- 7) Community Foundation Announces New Scholarship – Reid Sasnett (news article)
- 8) Hyde County MHI Growth Among State's Highest (news article)
- 9) Summer Flounder 2016 Stock Status Report (news article)
- 10) Red Wolf Film (news article)
- 11) Advertisement of Tax Liens on Real Property (2015)

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: Lois Stotesberry, Clerk
Attachment: Yes

ITEM TITLE: CONSIDERATION OF MINUTES

SUMMARY: Attached are the July 5, 2016 Regular Meeting Minutes of the Hyde County Board of Commissioners.

RECOMMEND: Review, Amend and Approve.

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

1 **Meeting Minutes**

2 **Board of County Commissioners**
3 **Hyde County**

4
5 **Monday, July 5, 2016**

6 Chairman Earl Pugh, Jr. called the Regular Meeting of the Hyde County Board of Commissioners to order on
7 Tuesday, July 5, 2016, in the Hyde County Government Center, Multi-Use Room, and the Ocracoke School
8 Commons Room using electronic conferencing equipment.

9 The following members were present on the mainland: Chairman Earl Pugh, Jr., Commissioners John Fletcher,
10 Dick Tunnell, Ben Simmons and Barry Swindell; Attorney Fred Holscher; County Manager Bill Rich; Clerk to the
11 Board Lois Stotesberry; and, members of the public.

12 Public Information Officer Teresa Adams and members of the public were present on Ocracoke.

13 Following opening prayer by Commissioner Swindell and pledge of allegiance, the meeting was called to order.

14 **Agenda:**

15 Commissioner Swindell moved to approve the July 5, 2016 Hyde County Board of Commissioners Regular
16 Meeting Agenda as presented by the Clerk with correction of Item 3.b. ~~Ocracoke Planning Advisory Board~~
17 Ocracoke Board of Adjustments; addition of Item 10.a. Davis Center Roof; and, Item 11.d. Garbage Truck on
18 Ocracoke. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh,
19 Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

20 **Consideration of Minutes:**

21 Commissioner Fletcher moved to approve the June 6, 2016 Hyde County Board of Commissioners Regular
22 Meeting Minutes as presented by the Clerk with correction made on page 14, line 5 – Chairman ~~Swindell~~ Pugh.
23 Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
24 Simmons and Swindell; Nays – None; Absent or not voting – None.

25 Commissioner Tunnell moved to approve the June 16, 2016 Hyde County Board of Commissioners Special Board
26 Retreat Meeting Minutes as presented by the Clerk. Mr. Swindell seconded the motion. The motion passed on the
27 following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting –
28 None.

29 **Presentations:**

30 **Hyde County NC Senior Tar Heel Legislature Items for General Assembly Approval**

31 Jan Moore, Hyde County NC Senior Tar Heel Legislature Delegate, presented report on items to be brought before
32 the General Assembly for a proposed resolution. Eleven items were listed but only five would be brought before
33 the General Assembly for their consideration and approval. Ms. Moore recommended: 1) Continuation of funding
34 for Project C.A.R.E., 2) Increase funding for senior centers, 3) Strengthen adult protective services, 4) Mandatory
35 dementia training for those agencies dealing with older adults and 5) Increase funding for Home and Community
36 Care Block Grant.

37
38 Commissioner Fletcher moved to approve Jan Moore's recommended list of items to present for General Assembly

consideration and approval. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Mainland Community Recreation

Bryant Morrison and Shawn Zehnacker, Co-Directors, presented proposal to begin a Hyde County Youth Athletics program. Mr. Morrison reported participation in the program will help young children develop fundamentals and skills in basketball, football, volleyball and cheer. Playing sports teaches children sportsmanship and leadership qualities. Mr. Morrison explained a start-up of \$8,000.00 is needed. He is looking at possible grant funding and/or donations to operate the program and to purchase supplies.

Kris Noble, Planner/Developer and Anna Motteler, PH Educator II, will meet with Mr. Morrison and Mr. Zehnacker to discuss the program further and will present their findings at the next regularly scheduled Hyde County Board of Commissioners meeting on Monday, August 1, 2016.

Employee Recognition

Commissioner Dick Tunnell commended Ms. Elizabeth Gurganus for 30-years of service at Mattamuskeet Opportunities – ADAP. Mr. Tunnell presented Elizabeth with a 30-year pin. Ms. Gurganus was also recognized for her service to Hyde County through the Chamber of Commerce, Arts and Crafts Festival, Music Across the Sounds and the Swan Quarter Community Yard Sale.

Public Comments:

- **Connie Leinbach**, Secretary of Ocracoke Civic and Business Association – thanked the Board of Commissioners for sponsoring the 2016 Ocracoke Fireworks Show.
 - **Sundae Horne**, Ocracoke – thanked the Board for sponsoring the fireworks show and asked commissioners to vote at its next meeting on Monday, August 1st to sponsor the 2017 Ocracoke Fireworks Show.
 - **Tom Pahl**, Ocracoke – asked the Commissioners to reconsider the June 6 appointment of Commissioner Fletcher to serve on the Ocracoke Occupancy Tax Board. Mr. Pahl also asked the Board to review appointments and terms of office on the Ocracoke Development Ordinance – Planning Advisory Board.
 - **Amy Srail**, Ocracoke – asked to meet with Manager Rich to discuss Department of Social Services (DSS) checks to Ocracoke Childcare Center with no supporting documentation.
- Laurie Potter**, DSS Director, will look into the matter.
- **Adam Caldwell**, of Senator Tom Tillis' office, introduced himself and notified commissioners that he is available to assist Hyde County with their needs and/or concerns.

Items of Consideration:

Resolution On The 2016 NC Legislature Budget Provisions On Fisheries Issues

Manager Rich presented resolution on the 2016 NC Legislature budget provisions on fisheries issues. The authority granted to the NC Marine Fisheries in the development of a temporary supplement to an existing Fisheries Management Plan will be clarified and defined with the passing of this resolution.

Commissioner Tunnell moved to adopt Resolution On The 2016 North Carolina Legislature Budget Provisions On

1 Fisheries Issues. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher,
2 Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

3 *Clerk's Note: A copy of "Resolution On The 2016 North Carolina Legislature Budget Provisions On Fisheries Issues"*
4 *is attached herewith as Exhibit A and incorporated herein by reference.*

6 **Resolution Regarding Solar Collectors**

7 Kris Noble, Planner/Developer, reported Hyde County has recently established a moratorium on solar
8 development. A comprehensive Hyde County Solar Farm Ordinance to define, regulate, prohibit, or abate acts,
9 omissions or conditions detrimental to the health, safety and welfare of its citizens and the peace and beauty of
10 Hyde County has been created in accordance with NCGS 153A-121. Solar Development Ordinances typically
11 differentiate Solar Farm development from the installation of rooftop Solar Collection systems.

12 The North Carolina EMC has submitted a Hyde County Building Permit Application to add a Solar Photovoltaic
13 Electric Generating Facility on the roof of their existing building located at 64 Odd Fellows Road, Ocracoke,
14 NC.

15 Robert Beadle of NC EMC, reported the \$1.8 million project will be financed by NC EMC.

16 Commissioner Fletcher moved to adopt Resolution Regarding Solar Collectors. Mr. Simmons seconded the
17 motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell;
18 Nays – None; Absent or not voting – None.

19 *Clerk's Note: A copy of "Resolution Regarding Solar Collectors" is attached herewith as Exhibit B and incorporated*
20 *herein by reference.*

22 **NC Building Reuse Grant – Courthouse Café Project Budget Ordinance**

23 Kris Noble, Planner/Developer, reported Governor Pat McCrory announced NC Rural Infrastructure Awards of
24 more than \$10.4 million in infrastructure funding supporting 622 new jobs statewide. Hyde County was
25 awarded a \$50,000.00 reuse grant for a building in Swan Quarter that will support a five-job expansion by
26 Courthouse Café, a full-service restaurant owned by Christopher L. Williams owner of Williams' Markets, a
27 multi-business sole proprietorship in Swan Quarter. Hyde County loan match is \$2,500.00. The Hiatt Cahoon
28 building was constructed in 1954 and has been vacant for 13 years. Renovations will include HVAC, electrical,
29 plumbing, flooring and painting. The grant is part of a total capital investment of \$186,000.00.

30 The Project Budget Ordinance details the revenues and expenditures anticipated to complete the program
31 activities and authorize staff to proceed with the grant program within the terms of the grant document, the rules
32 and regulations of the NC Rural Economic Infrastructure Authority and the NC Department of Commerce.

33 Commissioner Tunnell moved to adopt NC Building Reuse Grant – Courthouse Café Project Budget Ordinance.
34 Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell,
35 Simmons and Swindell; Nays – None; Absent or not voting – None.

36 *Clerk's Note: A copy of "NC Building Reuse Grant – Courthouse Café Project Budget Ordinance" is attached*
herewith as Exhibit C and incorporated herein by reference.

38 **Appointment of Interim Health Director**

39 Luana Gibbs, Interim Health Director, reported at the June 21, 2016 Board of Health meeting, the Health Board
40 extended the two month appointment of herself as Interim Health Director until such time as she complete the
41 necessary education to qualify as permanent Health Director. The 15% stipend adjustment to her salary remains

1 in effect. The Board of Health also approved a 5% salary increase at the completion of 43 credit hours and
2 another 5% salary increase at the completion of the entire education program. It is anticipated the online UNC-
3 Pembroke program will take four years to complete.

4
5 Commissioner Swindell moved to adopt appointment of Luana Gibbs as Interim Health Director until
6 permanent Health Director status is obtained, including continuation of a 15% stipend salary adjustment and a
7 5% salary increase at the completion of 43 credit hours and another 5% salary increase at the completion of the
8 entire education program. Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes
9 – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

10 **Appointments – Ocracoke Development Ordinance – Board of Adjustments**

11 Commissioner John Fletcher nominated Joseph C. Ramunni, III and Daniel R. Wrobleski to serve three-year
12 terms on the ODO – Board of Adjustments to complete the seven member board.

13 Commissioner Fletcher moved to appoint Joseph C. Ramunni, III and Daniel R. Wrobleski to serve a three-year
14 term on the Ocracoke Development Ordinance – Board of Adjustments. Mr. Simmons seconded the motion. The
15 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None;
16 Absent or not voting – None.

17 **Appointments – Ocracoke Occupancy Tax Board**

18 Bill Rich, County Manager, reported he received request (letter dated June 29, 2016) from the Ocracoke Civic and
19 Business Association, Inc. (OCBA) to rescind/vacate Commissioner John Fletcher's June 6th appointment of his
20 self to serve on the Ocracoke Occupancy Tax Board. Rudy Austin, President, OCBA, reported the OCBA has the
21 right to recommend two positions on the five-member Ocracoke Occupancy Tax Board.

22 Connie Leinbach, Secretary, OCBA, reported the OCBA recommends re-appointing Frank Brown and Clayton
23 Gaskill to complete their terms (expire July 7, 2016) and appoint them to serve another three year term. Mr. Brown
24 and Mr. Gaskill have agreed to continue with their appointments to this board.

25 County Attorney Fred Holscher noted Mr. Fletcher is eligible to serve on the Occupancy Tax Board.

26 Commissioner Simmons moved to keep one of Commissioner Fletcher's appointments (himself or Stephanie
27 O'Neal) and the OCBA to appoint the other position. The motion died for lack of a second.

28 No action was taken. Connie Leinbach will continue this discussion at the next regularly scheduled meeting of the
29 Board of Commissioners on August 1, 2016.

30 **Request for Board Approval for Assistant County Manager Position**

31 Bill Rich, County Manager, reported Assistant County Manager and NCACC Fellow, William Doerfer's
32 employment with Hyde County (July 1, 2015 - June 30, 2016) has ended. Mr. Rich requested the duties of the
33 Assistant County Manager be combined with the duties of the current Director of Planning and Economic
34 Development to create a new position entitled "Assistant County Manager/Planning and Economic Development
35 Director". The new position will be funded by existing budgeted funds for the Director of Planning/Economic
36 Development's FY2016-2017 salary combined with the local contribution for the Assistant County Manager
37 FY2016-2017 salary. Mr. Rich recommended Kris Cahoon Noble, Director of Planning and Economic
38 Development for the position.

39 Commissioner Tunnell moved to create an Assistant County Manager/Planning and Economic Development
40 Director position. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Pugh,
41 Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – Fletcher.

1 Commissioner Tunnell moved to approve the Assistant County Manager/Planning and Economic Development
2 Director job description as prepared by Personnel Consultant Sylvia Johnson. Mr. Simmons seconded the motion.
3 The motion passed on the following vote: Ayes –Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or
4 not voting – Fletcher.

5 Commissioner Swindell moved to endorse County Manager Bill Rich’s recommendation that Kris Cahoon Noble
6 be promoted to Assistant County Manager/Planning and Economic Development Director. Mr. Tunnell seconded
7 the motion. The motion passed on the following vote: Ayes –Pugh, Tunnell, Simmons and Swindell; Nays –
8 Fletcher; Absent or not voting – None.

9 **Management Performance and Development Evaluation for The County Manager Form**

10 Bill Rich, County Manager, presented a new management performance evaluation form for Board of Commissioner
11 approval. Provisions of the Employment Agreement between the County and Manager (entered into 02-03-2014)
12 require annual performance evaluation of the employee. The form will be presented for adoption at a later date.

13 **Designation of Voting Delegate to NCACC Annual Conference**

14 Bill Rich, County Manager, reported the NCACC 109th Annual Conference will be held in Forsyth County on
15 August 11-14, 2016. During the business session on August 13 each county will be entitled to one vote on items
16 that come before the membership, including election of the NCACC Second Vice President. Each county is
17 asked that each county designate one voting delegate prior to the Annual Conference.

18 Commissioner Tunnell moved to appoint Chairman Pugh to represent Hyde County as its voting delegate at the
19 NCACC 109th Annual Conference. Mr. Swindell seconded the motion. The motion passed on the following
20 vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

21 **Building Inspections Fee Schedule**

22 Kris Noble, Planner/Developer, presented a revised Hyde County Inspections Department Permit Fee Schedule
23 to include fees for Solar Panel Installation for residential and commercial uses.

24 Commissioner Simmons moved to approve the Hyde County Inspections Department Permit Fee Schedule as
25 presented. Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh,
26 Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

27 **Joint Amicus Brief – NC Oceanfront Counties and Towns**

28 Bill Rich, County Manager, reported in an e-mail message (dated June 6, 2016) Frank Rush, Emerald Isle
29 Town Manager, asked all (21) beach towns and all (8) oceanfront counties and towns to join in signing on
30 to the **Joint Amicus Brief – NC Oceanfront Counties and Towns – Nies v. Emerald Isle** to show
31 solidarity and if possible provide a token contribution to indicate Hyde County’s support.

32 Commissioner Fletcher moved to approve Hyde County joining forces in the Joint Amicus Brief – NC
33 Oceanfront Counties and Towns – Nies v. Emerald Isle and to provide a token contribution of \$100.00 to
34 indicate Hyde County’s support. Mr. Simmons seconded the motion. The motion passed on the following
35 vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

36 **Installation of a Pipe on Farrow Road Through the Swan Quarter Portion of the Dike**

37 Daniel Brinn, Tar-Pamlico River Basin & NCACSP Technician, reported the Swan Quarter Steering Committee
38 met on Thursday, June 30, 2016 to review the Supplemental Watershed Agreement No. 3, submitted by Area
39 Engineer for NRCS, concerning the request for installation of a pipe through a portion of the dike located on
40 Farrow Road. The Steering Committee recommended approval of Supplemental Watershed Agreement No. 3
41 for Swan Quarter Watershed, North Carolina by Exchange of Correspondence.

1 All construction costs will be covered by local farmers. Upon installation, the discharge pipe will be deemed
2 part of the Watershed Infrastructure to be maintained by the Swan Quarter Service District. The only costs
3 associated to NRCS will be some design and review time by the area and state offices.

4 Commissioner Fletcher moved to approve Supplemental Watershed Agreement No. 3 for Swan Quarter
5 Watershed, North Carolina by Exchange of Correspondence. Mr. Simmons seconded the motion. The motion
6 passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or
7 not voting – None.

8 **Davis Building Roof**

9 Commissioner Barry Swindell presented the need for roof replacement at the Davis Building in Engelhard. Mr.
10 Swindell recommended Utilities Director Clint Berry put out bid proposal and get quotes to tear off the old roof,
11 fix structural problems and install new shingles or metal roofing on the Davis Building.

12 **Commissioner Concerns:**

13 Kris Noble, Planner/Developer reported the National Park Service reported the fire break on Ocracoke has been
14 assessed and will be completed. The Park Service will meet with citizens on Ocracoke July 11 and August 8.

15 Commissioner Fletcher moved to request NC DOT legalization of slot machines on ferries that passengers stay
16 on longer than two hours. The motion died for lack of a second.

17 Commissioner Fletcher moved to send a letter to Governor McCrory encouraging him to look into medical use
18 of marijuana in North Carolina. The motion died for lack of a second.

19 Commissioner Fletcher moved to send a letter to NC DOT requesting garbage trucks park in another location
20 while waiting for Ocracoke ferries and not park in line with tourist. Mr. Simmons seconded the motion. The
21 motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None;
22 Absent or not voting – None.

23 **Budget Transfers:**

24 Bill Rich, County Manager, requested approval of the following budget revisions and/or amendments:

- 25 • Health
 - 26 ○ General Health – After Hours Triage \$ 3,500.00
 - 27 ○ Hydeland Home Health – Dues and Subscriptions \$ 3,500.00

28
29 Fiscal year-end revisions were approved administratively.

30 **Management Reports:**

31 **Commissioner Ben Simmons** – attended drainage meetings with Daniel Brinn and Tom Davis where Drainage
32 District No. 1 was discussed.

33 **Commissioner John Fletcher** – continues to monitor roads flooding on Ocracoke. Mr. Fletcher reported from
34 the Pony Pens to the Ocracoke Ferry Landing and from Hatteras Ferry Landing to outside of Hatteras recent
35 flooding was up to 2 foot deep on the highway.

36 **Commissioner Barry Swindell** – attended the Health Board meeting. Mr. Swindell announced the birth of a
37 new granddaughter, Harper Gail Swindell.

38

1 **Commissioner Dick Tunnell** – thanked Manager Rich for the June 16 Board of Commissioners Retreat.

2 **Chairman Earl Pugh, Jr.** – no report.

3 **County Manager Bill Rich** – complimented Justin Gibbs, Sundae Horne and all who were involved with the
4 Ocracoke Fireworks Display and thanked everyone for a spectacular Independence Day 2016. Mr. Rich thanked
5 Adam Caldwell for visiting Hyde County and appreciates Senator Tom Tillis' efforts to get red wolves out of
6 Hyde County. Mr. Rich's June calendar was provided.

7 **Public Comments:**

8 Chairman Pugh called for comments from the public.

9 **Peter Vankevich** – invited Luana Gibbs to a meet and greet on Ocracoke.

10 **Amy Srail** - reported six ferry boats were dry docked in June and asked the commissioners to stay on top of this
11 issue.

12 **Sundae Horne** – thanked the Ocracoke Volunteer Fire Department, PIO Teresa Adams and former Hyde
13 County Commissioner Darlene Styron for their assistance with the Independence Day Fireworks Event.

14 **Justin Gibbs** – thanked Sundae Horne, Connie Leinbach and Manager Rich for compliments given for his
15 involvement in the fireworks event.

16 **Commissioner Fletcher** - reported everyone liked the fireworks display on July 3rd.

17 There being no further comment from the public, Chairman Pugh continued the meeting.

18 **Closed Session (none)**

19 **Adjourn**

20 Commissioner Simmons moved to adjourn the meeting. Mr. Fletcher seconded the motion. The motion passed on
21 the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting –
22 None.

23 The meeting adjourned at 8:05 p.m.

24
25 Respectfully submitted:

26
27 Minutes approved on the 1st day of August 2016.

28
29 Attest:

30
31
32
33
34 _____
35 Lois Stotesberry, CMC, NCCCC
36 Clerk, Hyde County Board of Commissioners

Earl Pugh, Jr.
Chair, Hyde County Board of Commissioners

37 Attachments:

38 **Exhibit A: "Resolution On The 2016 North Carolina Legislature Budget Provisions On Fisheries Issues"**

39 **Exhibit B: "Resolution Regarding Solar Collectors"**

40 **Exhibit C: "NC Building Reuse Grant – Courthouse Café Project Budget Ordinance"**

41

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: Kris Cahoon Noble
Attachment: No

ITEM TITLE: Mainland Community Recreation

SUMMARY: A committee has been formed and staff has worked with Mr. Morrison and Mr. Zehnacker to offer Winter Basketball to youth on mainland Hyde County with a long-term goal of offering a full recreation program in FY 17-18. The group has worked to refine expenditures and revenue sources. Revenue sources for Winter Basketball include, but are not limited to, registration fees, concessions, and sponsorships. The group has also worked toward securing facilities and finding long-term funding for the program. Kris Noble will provide an update.

RECOMMEND: DISCUSSION

Motion Made By: ___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Barry Swindell

Motion Seconded By: ___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Barry Swindell

Vote: ___ Earl Pugh, Jr.
___ Dick Tunnell
___ Ben Simmons
___ John Fletcher
___ Barry Swindell

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Kris Cahoon Noble
Attachment: Yes

ITEM TITLE: Preliminary Flood Maps

SUMMARY: The National Flood Insurance Program (NFIP) requires the Federal Emergency Management Agency (FEMA) to revise and update all floodplain areas and flood hazard zones at least once every five years. The North Carolina Flood Plain Mapping Program (NCFMP) has provided all 100 counties preliminary flood hazard data for their communities. These preliminary flood maps are available to view online at <http://fris.nc.gov/fris/>

Local communities are being encouraged to visit the website and encourage residents to visit the website. Community comments will be considered before adopting the floodplain maps. Within the next 2 months, NCFMP will hold a public meeting of officials, residents, and other interested parties to present the findings contained on the FRIS website and to solicit public comments.

The above website will be publicized by staff to educate citizens on the availability of the preliminary flood insurance maps. Staff will also work with the NCFMP to hold the public meeting as detailed above.

RECOMMEND: DISCUSSION

Motion Made By: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Vote: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell



FILE COPY



North Carolina Floodplain Mapping Program

Cooperating Technical State



June 30, 2016

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Earl Pugh, Jr.
The Honorable ~~Barry Swindell~~
Chairman of the Board, Hyde County
7119 Sladesville-Credle Road
Scranton, North Carolina 27875

PRELIM/PRIMARY/ExistingCW/EAP

Dear Chairman Swindell:

In 2000, the State of North Carolina, the Federal Emergency Management Agency (FEMA), and numerous other federal, state, and local agencies entered into the first Cooperating Technical State (CTS) agreement, whereby the state assumed primary ownership of and responsibility for the National Flood Insurance Program (NFIP) maps for all North Carolina communities. This project included conducting flood hazard analyses and producing updated Flood Insurance Study (FIS) reports and Flood Insurance Rate Maps (FIRMs). Now that all 100 counties in the state have received their FIS report and FIRMs in the statewide format, the North Carolina Floodplain Mapping Program (NCFMP) has developed a plan and program for map maintenance that can ensure the NFIP flood map inventory adequately reflects today's flood hazards. The National Flood Insurance Reform Act of 1994 (P.L. 103-325) requires FEMA to assess the need to revise and update all floodplain areas and flood hazard zones at least once every five years.

The NCFMP's vision for map maintenance is focused primarily on stream-centric revisions that will be processed as Physical Map Revisions (PMRs). By using a stream-centric approach to map maintenance, the focus shifts from large countywide map revisions that require numerous updates to smaller revisions that include only the affected stream(s) to be revised. Stream-centric PMRs are scoped in a similar fashion as full countywide revisions such that jurisdictions are contacted for their input about flood hazard mapping needs and requests. However, once the scope of work is determined for a particular stream, only the flood hazard data affected by that stream are revised. Despite the stream-centric approach, the flood hazard data for all affected counties will continue to be revised and reproduced on a countywide basis.

The NCFMP, in concert with FEMA, is now providing the regulatory NFIP products in a digital format accessible via a website interface. The NCFMP has created a website to disseminate the preliminary flood hazard data for your community. The website, Flood Risk Information System (FRIS), can be found at <http://fris.nc.gov/fris/>. The NCFMP has also provided an FTP site to download the Preliminary Issuance products. The products can be found at [ftp://ftp1.ncem.org/Preliminary Information](ftp://ftp1.ncem.org/Preliminary%20Information). The username for the NCFMP FTP site is fmpftp, and the password is rbznt*. These products are also available outside of an FTP site at <http://fris.nc.gov/fris/Download.aspx?ST=NC>.

Preliminary flood hazard data is available for review on the FRIS website. We encourage you to visit the website at <http://fris.nc.gov/fris/> and to publicize the site to residents of your community. The posted preliminary flood hazard data reflect restudies for portions of various flooding sources in Hyde County. This website contains all revised preliminary flood hazard and risk data for your community and provides print-on-demand capabilities for all users. The NCFMP is fully committed to ensure that the revised digital products meet current NCFMP and FEMA standards.

Your community's comments on the preliminary flood hazard data are an important part of our review process and will be carefully considered before the flood hazard data are published in final form.

Public Participation Meeting

In the near future, the NCFMP will contact your community to arrange a meeting with community officials, residents, and other interested parties. Our goal is to conduct this meeting within the next two

(2) months. Your assistance in helping our team in finding a location for and publicizing the meeting with your residents is greatly appreciated. The NCFMP can provide a sample press release upon request. The intent of the meeting is to present the findings contained on the FRIS website, discuss the process of reviewing and adopting the flood hazard data, and to solicit public comments.

Your community's comments on the preliminary flood hazard data and the FRIS website are an important part of our review process and will be carefully considered before the flood hazard data are published in final form, and ultimately applied to your local floodplain management program and used for flood insurance rating purposes.

Appeal Process

Approximately one month after the date of this letter, we will notify you of the initiation of a statutory 90-day appeal period. A statutory 90-day appeal period is required when FEMA adds or modifies Base (1-percent-annual-chance) Flood Elevations, base flood depths, Special Flood Hazard Areas (SFHAs), flood zone designations, or regulatory floodways within a community, as shown on the preliminary flood hazard data. If your community is identified as requiring an appeal period, we will send you a letter approximately two weeks before the start of the 90-day appeal period to detail the appeal process. The letter will forward information regarding notifications to be published in the *Federal Register* and your local newspaper(s) and will provide the first and second publication dates. The appeal period will start on the second publication date.

Updating Floodplain Management Ordinances and Adopting the Flood Hazard Data

The NCFMP will provide guidance to your community regarding the necessary update to your community's floodplain management ordinances to account for the new flood hazard data during the public participation meeting. Additional guidance on the adoption process will be provided to you in writing in the near future.

We encourage your community to immediately begin using the updated flood hazard information presented on the FRIS website for regulating floodplain development. Further guidance on the use of the revised preliminary information is provided in the enclosed Floodplain Management Bulletin 1-98, *Use of Flood Insurance Study (FIS) Data as Available Data*.

Revalidation of Letters of Map Change

To assist your community in maintaining the flood hazard data, we have enclosed a Summary of Map Actions (SOMA) to document how previous Letters of Map Change (LOMCs) (i.e., Letters of Map Amendment and Letters of Map Revision) will be affected when the revised flood hazard data become effective. The LOMCs were divided into four categories:

- Category 1 – LOMCs that have been incorporated into the preliminary flood hazard data;
- Category 2 – LOMCs that have not been shown on the preliminary flood hazard data because of scale limitations or because the LOMC that was issued had determined that the lots of structures involved were outside the SFHA shown on the flood hazard data;
- Category 3 – LOMCs that have not been included on the preliminary flood hazard data because they have been superseded by new flood hazard data; and
- Category 4 – LOMCs that will be re-determined.

The LOMCs in Category 2 are automatically revalidated through a single letter that reaffirms the validity of the previously issued LOMC. LOMCs issued for multiple lots or structures where the determination for one or more of the lots or structures has changed (Category 4) cannot be revalidated through this

administrative process. However, we will review the data that were previously submitted as part of the original LOMC request and issue a new determination for the subject properties after the effective date.

Contact Information

If you are interested in the NCFMP, please visit the program's website at <http://fris.nc.gov/fris/> or contact Ms. Tonda Shelton, NCFMP Program Manager, at (919) 825-2345, or via e-mail at Tonda.Shelton@ncdps.gov. Questions or concerns on the revised preliminary flood hazard data may be directed to the FEMA Map Information eXchange toll-free at (877) 336-2627 (877-FEMA MAP), or via e-mail at FEMAMapSpecialist@riskmapcds.com.

Sincerely,



Luis Rodriguez, P.E., Chief
Engineering Management Branch
Federal Insurance and Mitigation Administration



John K. Dorman
Program Director
North Carolina Floodplain
Mapping Program

Enclosures:

Floodplain Management Bulletin 1-98, *Use of Flood Insurance Study (FIS) Data as Available Data*
Preliminary SOMA

cc: Mr. Jerry Hardison, Director of Inspections, Hyde County
Ms. Tonda Shelton, NCFMP Program Manager
Mr. John Gerber, P.E., CFM, NFIP State Coordinator, North Carolina Division
of Emergency Management
FEMA, Region IV

PRELIMINARY SUMMARY OF MAP ACTIONS

Community: Hyde County,
Unincorporated Areas,
North Carolina
Community No.: 370133
Revised Map Panels: 3720752800, 3720754800, 3720756800, 3720758800, 3720760200,
3720760400, 3720760800, 3720762000, 3720762200, 3720762400,
3720762600, 3720762800, 3720764000, 3720764200, 3720764400,
3720764600, 3720764800, 3720766000, 3720766200, 3720766400,
3720766600, 3720766800, 3720768000, 3720768200, 3720768400,
3720768600, 3720768800, 3720770000, 3720770200, 3720772000,
3720778000, 3720848900, 3720849900, 3720850600, 3720850800,
3720852900, 3720853800, 3720853900, 3720854800, 3720854900,
3720855800, 3720855900, 3720856900, 3720858000, 3720858200,
3720859000, 3720859100, 3720860000, 3720860200, 3720860400,
3720860600, 3720860800, 3720862000, 3720862100, 3720862200,
3720862400, 3720862600, 3720862800, 3720863000, 3720863100,
3720864000, 3720864200, 3720864400, 3720864600, 3720864800,
3720866000, 3720866100, 3720866200, 3720866300, 3720866400,
3720866600, 3720866800, 3720867000, 3720867100, 3720867200,
3720867300, 3720868100, 3720868200, 3720868300, 3720868400,
3720868600, 3720868800, 3720869300, 3720870000, 3720872000,
3720872200, 3720874000, 3720874200, 3720876000, 3720878000,
3720940900, 3720950000, 3720950100, 3720950200, 3720951000,
3720951100, 3720952100, 3720952200, 3720953100, 3720953200,
3720954200, 3720954300, 3720955300, 3720956300, 3720956400,
3720957300, 3720957400, 3720960400, 3720960500, 3720960600,
3720960800, 3720962700, 3720962800, 3720970000, and 3720972000
Date Issued: June 30, 2016
Page: 1 of 2

To assist your community in maintaining the Flood Insurance Rate Map (FIRM), we have summarized below the previous Letter of Map Change (LOMC) actions (i.e., Letters of Map Revision (LOMRs) and Letters of Map Amendment (LOMAs) that will be affected by the preparation of the enclosed revised FIRM panels.

1. LOMRs and LOMAs Incorporated

The LOMRs and LOMAs listed below have been incorporated into and are reflected on the final FIRM. However, until the revised FIRM becomes effective, the LOMRs and LOMAs will remain in effect.

<u>LOMC</u>	<u>Case No.</u>	<u>Effective Date</u>	<u>Project Identifier</u>	<u>New Panel</u>	<u>New Zone</u>
None					

2. LOMRs and LOMAs Not Incorporated

The LOMRs and LOMAs listed below have not been reflected on the final FIRM. This is either due to scale limitations of the FIRM, or because the LOMR or LOMA issued determined that the lots or structures involved are out of the Special Flood Hazard Area, as shown on the FIRM. These LOMRs and LOMAs will be revalidated free of charge the day after the revised map panels become effective.

<u>LOMC</u>	<u>Case No.</u>	<u>Effective Date</u>	<u>Project Identifier</u>	<u>New Panel</u>	<u>New Zone</u>
LOMA	15-04-8556A	September 11, 2015	22176 US Highway 264	3720862200	X
LOMA	08-04-1875A	February 26, 2008	(PN: 7710.00 B2 9) -- 1075 NC Highway 45 North	3720770000	X

3. LOMRs and LOMAs Superseded

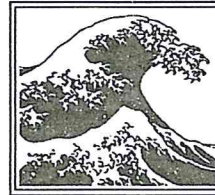
The LOMRs and LOMAs listed below have not been reflected on the final FIRM because they have been superseded by new detailed flooding data or sufficient information could not be located on which to make a determination. The reason each has been superseded is noted below. When the revised FIRM becomes effective, these LOMRs and LOMAs will no longer be in force.

<u>LOMC</u>	<u>Case No.</u>	<u>Effective Date</u>	<u>Project Identifier</u>	<u>Reason Superseded</u>
None				

4. LOMRs and LOMAs to be Re-determined

The LOMCs in Category 2 of this form are revalidated through a single letter that reaffirms the validity of a previously issued LOMC. Therefore, LOMCs issued for multiple lots or structures where the determination for one or more of the lots or structures have changed cannot be revalidated through this administrative process. However, we will review the data which were previously submitted as part of the original LOMR or LOMA request listed below and issue a new determination for the subject properties after the FIRM effective date.

<u>LOMC</u>	<u>Case No.</u>	<u>Effective Date</u>	<u>Project Identifier</u>	<u>New Panel</u>	<u>New Zone</u>
None					



Use Of Flood Insurance Study (FIS) Data As Available Data

Floodplain Management Bulletin 1-98 provides guidance on the use of FEMA draft or preliminary Flood Insurance Study data as "available data" for regulating floodplain development. The bulletin includes:

■ Introduction	page 1
■ Background	2
■ NFIP Requirements: Use of Draft or Preliminary FIS Data .	2
■ Ordinance Requirements: Adoption of Data	5
■ Insurance Implications	7
■ Further Information	8

Introduction

When areas have been designated as special flood hazard areas on the community's Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM) and no Base Flood Elevations (BFEs) or an identified floodway have been developed, communities are required to apply the provisions of 44 Code of Federal Regulations 60.3(b)(4). Subparagraph 60.3(b)(4) requires that communities:

Obtain, review and reasonably utilize any base flood elevation and floodway data available from a Federal, State, or other source... [44 CFR 60.3(b)(4)]

Data obtained are to be used by communities as criteria for requiring that new construction and substantial improvements have their lowest floors elevated to or above the BFE (non-residential structures can also be floodproofed to or above the BFE) and for prohibiting any encroachments in a floodway that would result in any increase in flood levels during occurrence of the base flood discharge. The data obtained should be used as long as they reasonably reflect flooding conditions expected during the base flood, are not known to be scientifically or technically incorrect, and represent the best data available. Data from a draft or preliminary Flood Insurance Study (FIS) constitute available data under 44 CFR 60.3(b)(4). This bulletin provides guidance on the use of FEMA draft or preliminary FIS data as available data for regulating floodplain development.



Background

Flood Insurance Studies (FIS) use detailed hydrologic and hydraulic analyses to model the 1% annual chance flood event, determine BFEs, and designate floodways and risk zones (Zones AE, A1-30, AH, AO, VE, and V1-30). The flood hazard data are portrayed in tabular fashion in the FIS narrative and graphically as flood profiles that are attached to the narrative. They are portrayed planimetrically on the FIRM. Over 10,000 communities have now been provided detailed FISs and issued FIRMs that include BFEs for Zones AE, A1-30, AH, AO, VE, and V1-30.

A draft FIS can be prepared by a study contractor to FEMA under 44 CFR Part 66 or by appellants under 44 CFR Part 65 for the purpose of establishing or revising BFE and floodway data. FEMA reviews and modifies, as appropriate, the draft FIS to ensure it complies with established NFIP criteria. Once FEMA has reviewed and approved the draft FIS, FEMA releases the information to the public as a Preliminary FIS and FIRM for review and comment during a statutory 90-day appeal period in accordance with 44 CFR Part 67. Until such time as the 90-day appeal period is completed and a notice of final flood elevation determination [Letter of Final Determination (LFD)] has been provided, the BFE and floodway data in the FIS are considered preliminary and subject to change.

Due to the cost of developing detailed flood hazard data, not all floodplains can be studied using detailed methodologies. A primary factor FEMA uses in its system for prioritizing floodplain studies or restudies with BFEs and floodway data is whether the floodplains of the flooding sources are currently or are projected to be subject to development pressure. In NFIP communities where there are few existing buildings in the floodplain and minimal development pressure, FEMA does not prepare a detailed FIS. These communities are converted to the Regular Program with a FIRM in which all of the special flood hazard areas are designated Zone A without BFEs using approximate methodologies. Most NFIP communities will have FIRMs that include a combination of special flood hazard areas that have been studied in detail with BFEs and floodway data and special flood hazard areas that have been studied using approximate methods which have been designated Zone A.

National Flood Insurance Program (NFIP) Requirements: Use of Draft or Preliminary FIS Data

For Zone A:

For Zone A areas designated on the community's effective FHBM or FIRM, the BFE and floodway data from a draft or preliminary FIS constitute available data under Subparagraph 60.3(b)(4). The requirement at Subparagraph 60.3(b)(4) is an important floodplain management tool for reducing flood damages in areas where a detailed engineering study to develop BFEs and designate floodways on streams has not been conducted. Communities are required to reasonably utilize the data from a draft or preliminary FIS under the section of their ordinance that applies to this paragraph. A community is allowed discretion in using

this data only to the extent that the technical or scientific validity of the data in the draft or preliminary FIS is questioned.

When all appeals have been resolved and a notice of final flood elevation determination has been provided in a LFD, communities are required to use the BFE and floodway data for regulating floodplain development in accordance with 44 CFR 60.3(b)(4) since the data represents the best data available. This includes meeting the standards at 44 CFR 60.3(c), and (d) which includes the requirement that new construction, substantial improvements, and other development have their lowest floor elevated to or above the BFE (non-residential structures can also be floodproofed to or above the BFE). Communities must regulate floodplain development using the data in the FIS under 60.3(b)(4) until such time as the community has adopted the revised FIRM and FIS.

In Zone A areas, the rationale for requiring reasonable utilization of BFE and floodway data in a draft or preliminary FIS is premised on the absence of other BFE or floodway data and the need to protect new or substantially improved structures from flood damage until such time as appeals are completed and the BFEs and/or floodway are incorporated into the local ordinance. The use of the qualifier "reasonable" at 44 CFR 60.3(b)(4) reflects FEMA's statutory obligation to provide the public an opportunity to appeal the proposed elevation data.

If a community decides not to use the BFE or floodway data in the draft or preliminary FIS because it is questioning the data through a valid appeal, the community must continue to ensure that buildings are constructed using methods and practices that minimize flood damages in accordance with the floodplain management requirements under subparagraphs 60.3(a)(3) and (4).

- Subparagraph 60.3(a)(3) requires communities to review permit applications to determine whether proposed building sites are reasonably safe from flooding. If a proposed building site is floodprone, communities are to require that new construction and substantial improvements be adequately anchored, use flood resistant materials, be constructed to minimize flood damages, and have attendant utilities protected during the conditions of flooding.
- Subparagraph 60.3(a)(4) requires communities to review subdivision proposal and other proposed new development, including manufactured home parks or subdivisions, to determine whether proposals will be reasonably safe from flooding. If a subdivision proposal or other proposed new development is floodprone, communities are required to review such proposals to assure potential flood damages are minimized, utilities are constructed to minimize or eliminate damages, and adequate drainage is provided to reduce the exposure to flood hazards.

For Zones AE, A1-30, AH, AO, VE, and V1-30:

The NFIP floodplain management criteria do not require communities to use BFE and flood way data from a draft or preliminary Flood Insurance Restudy in Zones AE, A1-30, AH, AO, VE, and V1-30 in lieu of using the BFE and floodway data contained in an existing effective FIS and FIRM. Because communities are afforded the opportunity to appeal BFE data from a restudy in accordance with Section 1363 of the National Flood Insurance Act of 1968, as amended, a presumption of validity is given to existing effective BFE data that has gone through the formal statutory appeals process and which has been adopted by the community.

However, in cases where BFEs increase in the restudied area, communities have the responsibility to ensure that new or substantially improved structures are protected, particularly if the increases in BFEs are significant. While FEMA can not mandate or require a community to use BFE and floodway data in a draft or preliminary FIS as available data or to use the data at the time FEMA issues the LFD to the community, FEMA encourages communities to reasonably utilize this information in instances where BFEs increase and floodways are revised to ensure that the health, safety, and property of their citizens are protected.

In cases where BFEs decrease, the community should not use this information to regulate floodplain development until the LFD has been issued or at least until all appeals have been resolved. If the draft or preliminary FIS provides information that BFEs are decreasing, but a valid appeal actually results in higher BFEs, the community could place its citizens at a greater flood risk by using the draft or preliminary FIS to regulate floodplain development. Also, these structures could be subject to increased flood insurance premiums.

In communities where floodways have not been designated for all or some of the flooding sources, but BFEs have been provided, communities are required to apply the criteria at 44 CFR 60.3(c)(10). This provision requires that:

Until a regulatory floodway is designated, no new construction, substantial improvements, or other development shall be permitted unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community. [44 CFR 60.3(c)(10)]

However, if a draft or preliminary FIS has designated floodways where none had previously existed, communities should reasonably utilize this data in lieu of applying the encroachment performance standard of 44 CFR 60.3(c)(10) since the data in the draft or preliminary FIS represents the best data available. By utilizing the floodway data from a draft or Preliminary FIS, communities avoid the expense of conducting the hydraulic analysis necessary to demonstrate compliance with 60.3 (c)(10). In addition, communities can minimize flood damages by ensuring that the flood carrying capacity of the floodway is preserved since obstruction of floodways can significantly increase potential flooding upstream.

For Zones B, C, and X:

The NFIP floodplain management criteria do not require the use of BFE and floodway data from a draft or preliminary FIS under 44 CFR 60.3(b)(4) for an area or areas within Zones B, C, or X on the community's FIRM that are being revised to Zone AE, A1-30, AH, AO, VE, or V1-30. While FEMA can not mandate or require a community to use the information contained in the draft or preliminary FIS pertaining to areas designated as Zone B, C, or X as available data or use the data at the time FEMA issues the LFD to the community, FEMA encourages communities to reasonably utilize this information to ensure that the health, safety, and property of their citizens are protected.

Important Note to Communities:

In order to participate in the NFIP, all communities must initially adopt a resolution or ordinance which expresses a "commitment to recognize and evaluate flood hazards in all official actions and to take such other official action as reasonably necessary to carry out the objectives of the program" [44 CFR 59.22(a)(8)]. This is in addition to the general requirement that the community "take into account flood hazards to the extent that they are known in all official actions relating to land management and use" [44 CFR 60.1(c)]. When communities receive a draft or preliminary FIS, communities have a responsibility to evaluate and prudently use this information for actions in the floodplain to ensure that the health, safety, and property of their citizens are protected. Neglecting to take into consideration the information provided in a draft or preliminary FIS and not taking reasonable actions to ensure the safety of lives and property may subject the community to potential liability when flooding occurs.

In the interest of sound floodplain management and to anticipate the impacts of future development on flood elevations, communities also can, at their discretion, adopt more restrictive floodplain management requirements. For example, the community can require that new or substantially improved buildings be elevated or floodproofed to one or more feet above the BFEs provided in the draft or preliminary FIS. This more restrictive requirement is generally referred to as "freeboard".

Ordinance Requirements: Adoption of the Data**For Zone A:**

When all appeals have been resolved and a notice of final flood elevation determination has been provided in a LFD, communities are required to use the BFE and floodway data for regulating floodplain development in accordance with 44 CFR 60.3(b)(4) since the data represents the best data available. This includes meeting the standards of Subparagraphs 60.3(c), (d), and/or (e). Communities must regulate floodplain development using the data in the FIS under Subparagraph 60.3(b)(4) until such time as the community has adopted the effective FIRM and FIS.

For Zones AE, A1-30, AH, AO, VE, V1-30, B, C, and X:

Communities are given six months from the date of the LFD in which to adopt the revised FIS and FIRM. This is in keeping with FEMA's statutory obligation to provide a reasonable time for the community to adopt floodplain management regulations consistent with the final flood elevation determinations. Subparagraph 44 CFR 59.24(a) of the NFIP Regulations provides for a six month compliance period in which the community must adopt the effective FIS and FIRM and amend existing regulations to incorporate any additional requirements under 44 CFR 60.3.

Floodplain management ordinances generally contain a section entitled "Basis for Establishing the Areas of Special Flood Hazard" in which the current effective FIS and FIRM are cited. Language in the ordinance may include any subsequent amendments thereto (i.e., to include any subsequent revised FIS and FIRM); however, this language should not be used as the basis for a community to use the preliminary FIS prior to the issuance of the LFD. If a community chooses to use BFE and floodway data from a preliminary FIS prior to the LFD being issued or use the data after a LFD is issued but before the effective date of the FIS and FIRM, it is advised that the community adopt this information before its use.

Advisory Flood Hazard Data:

FEMA may issue advisory flood hazard data in certain situations. A major flood disaster, such as from a coastal storm or from a failure of a flood protection system, may result in a community's effective FIS and FIRMs underestimating the extent of the flood hazard and the risk of flooding. FEMA may undertake a post-flood survey to document additional areas of the community subject to the base flood (1% annual chance) and to develop estimated flood elevations which will be used to reanalyze and revise the effective FIS and FIRMs. The information from the post-flood survey will be provided to communities as advisory information when the analyses indicates that the effective FIS and FIRMs are inaccurate. Also, communities may obtain or develop flood hazard data that indicates existing flood hazard areas that shows a greater risk than what is in the effective FIS and on the FIRM.

Communities are advised to prudently use this information for regulating floodplain development. When communities receive advisory flood hazard information or have evidence that there is an increased flood hazard risk, communities have a responsibility to evaluate and prudently use this information for actions in the floodplain to ensure that structures are not vulnerable to flood damage. If a community chooses to use this information, it is advised that the community formally adopt the information. Neglecting to take into consideration advisory or other flood hazard information and not taking reasonable actions to ensure that the health, safety, and property of their citizens are protected may subject the community to potential liability when flooding occurs.

Insurance Implications

Zone A:

For a new or substantially improved structure, communities can use information from a draft or preliminary FIS for completing the Elevation Certificate in Zone A areas. The flood insurance policies for new or substantially improved structures in Zone A that are rated using BFE data from a draft or preliminary FIS will often qualify for significantly lower insurance rates than policies that are rated without a BFE.

Zones AE, A1-30, AH, AO, VE, and V1-30:

For flood insurance rating purposes, in Zones AE, A1-30, AH, AO, VE, or V1-30, new or substantially improved structures are rated based on the BFE and FIRM zone in effect on the date of construction until the revised FIRM becomes effective. This is the case regardless of whether the preliminary FIS indicates that the proposed BFEs will increase or decrease.

If a community chooses to use proposed BFEs from a draft or a preliminary FIS for a new or substantially improved structure, the flood insurance rate is still based on the BFE and FIRM Zone in effect on the date of construction. The flood insurance rate will be based on the elevation difference between the BFE and FIRM Zone in effect and the elevation of the lowest floor. Therefore, if a new or substantially improved structure is built to the proposed BFE from a draft or preliminary FIS and this BFE is higher than the BFE in effect, the flood insurance rate may be significantly lower. However, a new or substantially improved structure built to the proposed BFE that is lower than the BFE in effect may result in a significantly higher flood insurance rate. In this case, the insured will qualify for a premium pro rata refund once the revised FIRM is effective.

Zones B, C, and X:

For flood insurance rating purposes, new or substantially improved structures are rated based on the FIRM Zone in effect (i.e., Zone B, C, or X) on the date of start of construction. If a community chooses to use proposed BFEs from a draft or preliminary FIS for a new or substantially improved structure, the flood insurance rate is still based on the FIRM Zone in effect (i.e., Zone B, C or X) on the date of construction.

Further Information

Managing Floodplain Development in Approximate Zone A Areas, A Guide For Obtaining and Developing Base (100-year) Flood Elevations, FEMA 265, July 1995. Additional guidance pertaining to obtaining and developing BFEs in Zone A can be found in this publication. To obtain a copy of this publication, see the section on Ordering Information on the following page.

Comments

Any comments on the Floodplain Management Bulletin should be directed to:

FEMA
Mitigation Directorate
500 C St., SW
Washington, D.C. 20472

Ordering Information

Copies of Floodplain Management Bulletins are available from various sources.

- Floodplain Management Bulletins can be ordered from the FEMA Distribution Facility. Use of FEMA Form 60-8 will result in a more timely delivery from the warehouse. The form can be obtained from FEMA regional offices or your state's Office of Emergency Management. Send publication requests to FEMA Distribution Facility, P.O. Box 2012, Jessup, MD 20794-2012. FEMA's Distribution Facility also accepts telephone requests (1-800-480-2520) and facsimile requests (301-497-6378).
- FEMA's Fax-On-Demand system: Call 202-646-FEMA (3362) and follow the directions.
- FEMA World Wide Web Page: <http://www.fema.gov/mit/>
- Copies of the Floodplain Management Bulletins can be obtained from the appropriate FEMA regional office.

Graphic design based on the Japanese print The Great Wave Off Kanagawa, by Katsushika Hakusai (1760-1849), Asiatic Collection, Museum of Fine Arts, Boston.

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: County Manager Bill Rich
Attachment: No

ITEM TITLE: EMPLOYEE OF THE MONTH

SUMMARY: Manager Bill Rich will announce the Employee of the Month.
The employee will spin the "Wheel of Thanks."

RECOMMEND: Congratulations.

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Citizens
Attachment: No

ITEM TITLE: PUBLIC COMMENTS

SUMMARY: Citizens are afforded an opportunity at this time to comment on issues they feel may be of importance to the Commissioners and to their fellow citizens.

Comments should be kept to (3) minutes and directed to the entire Board, not just one individual Commissioner, staff member or to a member of the audience.

Time for one person cannot be used by another person.

Comments that reflect the need for additional assistance will be directed to the County Manager or referred to a future meeting agenda.

RECOMMEND: Receive comments.

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: APPOINTMENTS – OCRACOCKE DEVELOPMENT ORDINANCE
PLANNING ADVISORY BOARD

SUMMARY: On June 6, 2016, the Board of Commissioners:

- re-appointed Archie P. Pentz and Thomas Payne to serve a three-year term
- appointed John Simpson to complete the term of Benjamin Arden and to serve a three-year term
- appointed Steve Wilson, Farris O'Neal, Ashley Harrell and Vince O'Neal to serve three-year terms

All terms to expire (06-06-2019)

On July 5, 2016, Manager Rich presented request from Tom Pahl, Ocracoke, to correct Ocracoke Planning Advisory Board appointments made at the previous meeting (e-mail attached).

Attached for commissioners approval is a corrected Ocracoke Development Ordinance Planning Advisory Board roster.

RECOMMEND: Approve.

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Ocracoke Development Ordinance Planning Advisory Board

7 members w/ 3 year terms

Scheduled Meetings:

2nd Thursday (monthly)

	Appointed	Term	Expires	Appointed	Term	Expires	Expires
Archie (Corkey) P. Pentz, Chairman P.O. Box 116 Ocracoke, NC 27960 252-928-3111	03/04/2013 (to complete 3 year term of Bill Rich)	3 yrs.	06/30/2014		3 yrs.	03/01/2017	then, can be re-appointed to a 3 year term
John Simpson Ocracoke, NC 27960 252-928-3781	06/06/2016 (to complete unexpired term of Benji Arden)					03/01/2017	then, can be re-appointed to a 3 year term
Benjamin Arden Ocracoke, NC 27960	04/07/2014 (resigned)	3 yrs.	03/01/2017				
Ashley Harrell P.O. Box 425 Ocracoke, NC 27960 252-258-7059	06/06/2016 (to complete unexpired term of Amy Srail Johnson)					03/01/2017	then, can be re-appointed to a 3 year term
Amy Srail Johnson Ocracoke, NC 27960	03/21/2011 (resigned)	3 yrs.	06/30/2014		3 yrs.	03/01/2017	
Farris O'Neal Ocracoke, NC 27960 252-588-0193	(replace Butch Bryan)			06/06/2016	3 yrs.	06/06/2019	
Steve Wilson Ocracoke, NC 27960 252-588-0450	(replace Jerry Midgett)			06/06/2016	3 yrs.	06/06/2019	
Thomas Payne P.O. Box 1599 Ocracoke, NC 27960 252-928-2776	06/03/2013			06/06/2016	3 yrs.	06/06/2019	
Vince O'Neal Ocracoke, NC 27960 252-928-5951	06/16/2016	3 yrs.	06/06/2019				

Ocracoke Development Ordinance Planning Advisory Board (former members)

Jennifer Esham P.O. Box 142 Ocracoke, NC 27960	03/21/2014	2 yrs.	06/30/2013
Tom Pahl P.O. Box 1056 Ocracoke, NC 27960	03/21/2014	2 yrs.	06/30/2013
Keith Parker-Lowe P.O. Box 730 Ocracoke, NC 27960	03/21/2014	2 yrs.	06/30/2013
Jerry Midgett P.O. Box 406 Ocracoke, NC 27960 252-928-6821	06/03/2013		
Leslie "Butch" Bryan P.O. Box 426 Ocracoke, NC 27960 252-928-5211	06/03/2013		
Benjamin Arden Ocracoke, NC 27960	04/07/2014		
B. J. Oelschlegel Ocracoke, NC 27960	03/21/2014		
Kirby Vanlandingham Ocracoke, NC 27960	03/21/2014		
Sharon O'Neal Justice P.O. Box 384 Ocracoke, NC 27960 252-928-6981 - home 252-928-5311 - work 252-921-0271 - cell	03/04/2013	2 yrs.	03/04/2015
Bill Rich, Chairman Ocracoke, NC 27960	03/21/2014	3 yr.	06/30/2014 resigned

Commissioner Fletcher moved to adopt "Resolution In Support of Senate Bill 812 To Protect Citizens of North Carolina From The Ferry Tax And To Appropriate Funds For Ferry Replacement". Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of "Resolution In Support of Senate Bill 812 To Protect Citizens of North Carolina From The Ferry Tax And To Appropriate Funds For Ferry Replacement" is attached herewith as Exhibit F and incorporated herein by reference.

Resolution To Express Hyde County's Desire To Participate In The State Health Plan – County Manager Bill Rich reported on the County's desire to participate in the state health plan. Lobbyist Joe McClees will report to Manager Rich when the enrollment cap is increased.

Commissioner Fletcher moved to adopt "Resolution To Express Hyde County's Desire To Participate In The State Health Plan". Mr. Tunnell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Clerk's Note: A copy of "Resolution To Express Hyde County's Desire To Participate In The State Health Plan" is attached herewith as Exhibit G and incorporated herein by reference.

Appointments:

Trillium Central Regional Advisory Board – County Manager Bill Rich reported effective May 4, 2016, David Howard, Health Director, resigned his position with Hyde County. David represented Hyde County on the Trillium Central Regional Advisory Board (CRAB) and at this time another community representative is needed to represent Hyde County.

The 122C-118.1 board structure describes the background desired of the individual who will serve on the Trillium CRAB. The appointee should be an individual with health care expertise and experience in the fields of mental health, intellectual or other developmental disabilities, or substance abuse services; with health care administration expertise consistent with the scale and nature of the managed care organization; with financial expertise consistent with the scale and nature of the managed care organization; with insurance expertise consistent with the scale and nature of the managed care organization; with social services expertise and experience in the fields of mental health, intellectual or other developmental disabilities, or substance abuse service; and/or, an attorney with health care expertise.

Commissioner Fletcher moved to appoint Luana Gibbs, PHRN Supervisor, to serve as Interim Health Director, to represent Hyde County on the Trillium Central Regional Advisory Board. Mr. Swindell seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner John Fletcher presented his letter of resignation from the RPO Board, effective June 6, 2016.

Ocracoke Development Ordinance – Board of Adjustments – Commissioner John Fletcher reported the ODO Board of Adjustments is a seven member board with one, two and three year terms.

Commissioner Simmons moved to appoint John Giagu to complete the two-year term of Daphne Bennick (expires 01-04-2018) and Aaron Caswell to serve a three-year term (expires 06-06-2019) on the ODO Board of Adjustments. Mr. Fletcher seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Commissioner Fletcher reported one three-year and one one-year term are vacant.

Ocracoke Development Ordinance – Planning Advisory Board – Commissioner John Fletcher reported the ODO Planning Advisory Board is a seven member board with three year terms.

Commissioner Fletcher moved to re-appoint Archie P. Pentz and Thomas Payne to serve a three-year term (expires 06-06-2019); to appoint John Simpson to complete the term of Benjamin Arden and serve a three-year term (expires 06-06-2019) and Steve Wilson, Farris O'Neal, Ashley Harrell and Vince O'Neal to serve a three-year term (expires 06-06-2019). Mr. Simmons seconded the motion. The motion passed on the following vote: Ayes – Fletcher, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Ocracoke Occupancy Tax Board – Commissioner John Fletcher reported the Ocracoke Occupancy Tax Board is a five member board with staggered three-year terms with appointments to be made at or before the July meeting of each year.

Commissioner Simmons moved to appoint Stephanie O'Neal to serve a three-year term (expires 06-06-2019) and John S. Fletcher to serve a two-year term (expires 06-06-2018) contingent upon County Attorney research

Webmail

middletownfarms@embarqmail.com

oops - correction Planning Board appointments

From : Tom Pahl <thpahl@earthlink.net>

Sun, Jul 03, 2016 03:29 PM

Subject : oops - correction Planning Board appointments**To :** Bill Rich <billrich3@mindspring.com>**Cc :** Earl Pugh
<middletownfarms@embarqmail.com>

I meant Steve WILSON, not Steve O'NEAL...that would be one too many O'neals!

Hi Bill,

I saw that there is an agenda item regarding the appointments to the Occupancy Board, but I didn't see anything on the agenda about correcting the terms of the planning board appointees. Looking at the minutes of the June meeting, it seems that there are some errors that will need to be corrected:

Corky (Archie) Pentz can't be re-appointed until his term expires in March of 2017

John Simpson was correctly appointed to fill out the term of Benjamin Arden (Benjy Hart), but he can't be re-appointed to an additional three year term until March of 2017

The minutes say that the following four people were appointed to three year terms: Ashley Harrell, Farris O'Neal, Vince O'Neal and Steve O'Neal Wilson. One of those has to be filling out the last year of Amy Srail's term, just as John Simpson is filling out Benjy Hart's unexpired term. The other three would be full three year terms, but it needs to be made clear which of the four is filling out Amy's unexpired term.

This isn't a random process, there are procedures in place that have to be adhered to, or it puts at risk all of the actions of the board.

Thanks,
Tom Pahl

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Bill Rich, County Manager
Attachment: Yes

ITEM TITLE: APPOINTMENTS – OCRACOCKE OCCUPANCY TAX BOARD

SUMMARY: On July 5, 2016 County Manager Bill Rich reported he received request (letter dated June 29, 2016) from the Ocracoke Civic and Business Association, Inc. (OCBA) to rescind/vacate Commissioner John Fletcher's June 6th appointment of his self to serve on the Ocracoke Occupancy Tax Board.

Rudy Austin, President, OCBA, reported the OCBA has the right to recommend two positions on the five-member Ocracoke Occupancy Tax Board.

Connie Leinbach, Secretary, OCBA, reported the OCBA recommends re-appointing Frank Brown and Clayton Gaskill to complete their terms (expire July 7, 2016) and appoint them to serve another three year term. Mr. Brown and Mr. Gaskill have agreed to continue with their appointments to this board.

County Attorney Fred Holscher noted Mr. Fletcher is eligible to serve on the Occupancy Tax Board.

Commissioner Simmons moved to keep one of Commissioner Fletcher's appointments (himself or Stephanie O'Neal) and the OCBA to appoint the other position. The motion died for lack of a second.

No action was taken. Discussion will continue at this time.

RECOMMEND: Discussion.

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Appointments will be made at or before the July meeting of each year
Note: 06-18-2012 Commissioners Meeting Minutes

All terms are 3 years, staggered. Note: 07-07-2014 Commissioners Meeting Minutes

Scheduled Meetings: Quarterly

	Appointed	Re-appointed	Expires	Re-appointed	Expires	Term	Re-appointed	Expires
Trudy Austin P.O. Box 790 Ocracoke, NC 27960 252-928-2840 (home) 252-921-0102 (cell) tootoo4you@embarqmail.com		08/06/2012	07/15/2013	07/07/2014	07/07/2015	1 yr. of 3 yr. term (served)	07/06/2015	07/06/2018
Stephanie O'Neal	06/06/2016		06/06/2019			3 yrs.		
Ocracoke, NC 27960 919-885-6851								
John S. Fletcher P.O. Box 1479 Ocracoke, NC 27960 252-588-0013	06/06/2016		06/06/2018			2 yrs.		
Marlene Gaskins Matthews P.O. Box 294 Ocracoke, NC 27960 252-928-6051 (home) 252-588-2337 (cell) ethelcurl@gmail.com	07/07/2014		07/07/2017			3 yr. term		
David Styron P.O. Box 182 Ocracoke, NC 27960	07/07/2014		07/07/2017			3 yr. term		

Stella O'Neal, Chair P.O. Box 374 Ocracoke, NC 27960 252-928-4224 (home) 252-928-7574 (work)	08/06/2012			
Gyndi Gaskill P.O. Box 326 Ocracoke, NC 27960	08/06/2012	05/03/2004		
Wayne Clark, Chairman P.O. Box 262 Ocracoke, NC 27960 252-928-4804 hweclark@edwardsofoeracoke.com	07/15/2013 (out on 07/07/2014)	08/06/2012		
Martha Garrish P.O. Box 272 Ocracoke, NC 27960 928-9061 or 928-4251 252-921-0125 (cell) marthagarrish@ocracokeislandreality.com	07/15/2013 (ut on 07/07/2014)	12/18/2006		
Frank Brown P.O. Box 475 Ocracoke, NC 27960 252-928-4367 (work) 252-588-0134 (home) frankandjude@embarqmail.com	07/15/2013	08/06/2012	07/07/2014	2 yrs. of 3 yr. term
Clayton Gaskill P.O. Box 512 Ocracoke, NC 27960 252-928-7491 ecgaskill@yahoo.com	07/15/2013	08/06/2012	07/07/2014	2 yrs. of 3 yr. term

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Linda Basnight, Tax Administrator
Attachment: Yes

ITEM TITLE: 2015 Tax Settlement
July, 2016 Tax Collections report

SUMMARY: Attached you will find the 2015 tax settlement, which recapitulates the 2015 tax collections from the period July 1, 2015 through June 30, 2016. According to the audit for FY 2014/15 the tax office collected 94.83% of the 2014 tax levy. Unaudited figures shows that the tax office collected 95.58% of the 2015 tax levy(a slight increase over the 2014 collection rate.

In addition, I would like to thank Fred Holscher and his staff for their assistance in collecting delinquent taxes. Due to our combined aggressive efforts below you will find a comparison of delinquent tax collections for the period July 1, 2014-June 30, 2015 and July 1, 2015-June 30, 2016.

County wide tax collections	Delinquent tax interest
07/01/2014-6/30/2015 \$ 314,108.79	\$ 56,714.57
07/01/2015-06/30/2016 362,267.87	69,286.30

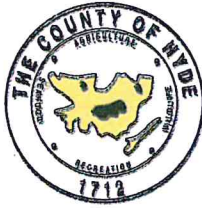
Increase in delinquent tax collections 07/01/2015-06/30/2016	
\$ 48,159.08	\$ 12,571.73

RECOMMEND: APPROVE BOTH 2015 TAX SETTLEMENT AND
JULY, 2016 COLLECTION REPORT

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher



NORTH CAROLINA

HYDE COUNTY

TO: THE HYDE COUNTY BOARD OF COMMISSIONERS

I hereby submit a report of settlement of the 2015 tax books recapitulated as follows:

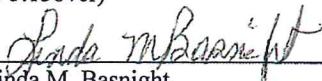
DEBITS

2015 Tax Levy	\$ 6,997,208.01
Public Utility	175,975.32
After List	1,931.60
Deferred Tax	-0-
Interest	<u>22,213.98</u>
	\$ 7,197,328.91

CREDITS

Deposits	\$ 6,839,741.76
Prepayments	23,961.38
Bad Check add back	-0-
Refund	-0-
Releases/Adjustments	7,051.66
Unpaid Real	323,417.49
Unpaid Personal	<u>3,161.75</u>
	\$ 7,197,334.04


(\$ 5.13 over)


Linda M. Basnight
Tax Administrator

NORTH CAROLINA

HYDE COUNTY

I, Corrine Gibbs, Hyde County Finance Officer, do certify that I have examined and audited the final settlement and account of Linda M. Basnight, Tax Administrator of Hyde County, as to the 2015 taxes due Hyde County and that I have found said settlement and account correct and recommend that same be approved by the Hyde County Board of Commissioners.


Corrine Gibbs
Finance Officer

Earl D. Pugh, Jr., Chairman
Hyde County Board of Commissioners

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: Kris Cahoon Noble
Attachment: Yes – Promissory Note

ITEM TITLE: SLOCUM DRAINAGE ASSOCIATION ASSISTANCE

SUMMARY: Hyde County approved acceptance of loan funds from the NC EMC as an intermediary in order to provide assistance to a group of voluntary land owners in the Slocum area in the amount of \$60,000 for a proposed pump project.

Hyde County will be the borrower of the funds from Tideland EMC and serve as an intermediary for the distribution of the funds to Slocum Drainage. The loan as represented in the attached Loan Agreement from the EMC to Hyde County will be \$60,000 with an APR of 0% and an 8 year term.

Hyde County must now create a contractual relationship between the county and Slocum Drainage in which the landowners are obligated to repay Hyde County any funds with which the county provides.

Slocum Drainage is currently in process of establishing a formal drainage district.

RECOMMEND: Authorize the County Manager to execute the Loan Agreement. Authorize staff to work with the County Attorney to create a contractual relationship between the county and the landowners doing business as Slocum Drainage in which the group is obligated to repay Hyde County any funds with which the county assists the Association.

Motion Made By: ☐ Barry Swind
☐ Dick Tunnell
☐ Anson Byrd
☐ John Fletcher
☐ Earl Pugh, Jr.

Motion Seconded By: ☐ Barry Swindell
☐ Dick Tunnell
☐ Anson Byrd
☐ John Fletcher
☐ Earl Pugh, Jr.

Vote: ☐ Barry Swindell
☐ Dick Tunnell
☐ Anson Byrd
☐ John Fletcher
☐ Earl Pugh, Jr.

LOAN AGREEMENT

AGREEMENT, dated as of August 2, 2016 (this "Agreement"), between Hyde County Government, a body politic of the State of North Carolina, (hereinafter called the "Borrower") and Tideland Electric Membership Corporation, a corporation organized and existing under the laws of the State of North Carolina, (hereinafter called the "Lender").

RECITALS

WHEREAS, the Borrower took action in a regular meeting of the Hyde County Board of Commissioners on April 4, 2016 to seek a loan of \$60,000 to be repaid at 0% interest on behalf of "Slocum Drainage District" (See Exhibit A) and;

WHEREAS the Borrower understands the full obligation to repay the whole sum of \$60,000 is entirely the obligation of the Borrower in accordance with timely debt service payments aligned with the monthly due dates as expressed on the amortization schedule (See Exhibit B) as follows: (*Month 1, August 25, 2016*) through (*Month 84, July 25, 2023*); and

WHEREAS the payment amount in accordance with said amortization schedule shall be fixed at \$714.29 per month;

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants hereinafter contained, the parties hereto agree and bind themselves as follows:

ARTICLE I REPRESENTATIONS AND WARRANTIES

- Section 1. The Borrower represents and warrants that:
- A. **Good Standing.** The Borrower has a previous relationship as a borrower of revolving loan funds from the Lender and has historically made all debt service payments in accordance with previous agreements.
 - B. **Authority.** The execution, delivery, and performance by the Borrower of this Agreement and the performance of the transactions contemplated herein have been duly authorized by all necessary corporate action on the part of the Borrower (See Exhibit A) and will not result in a breach of, or constitute default under, any agreement indenture or other instrument to which the Borrower is a party or by which it may be bound. In accordance with North Carolina General Statute 159-28 this agreement has been executed below by the County's Finance Officer and has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.
 - C. **Survival.** All representations and warranties made by the Borrower here in and in any certificate delivered pursuant hereto shall survive throughout the delivery of funds by the Lender to the Borrower and for the entire term of the amortization schedule as defined above.

ARTICLE II LOAN

- Section 2. The Loan Agreement and the Amortization Schedule shall be payable and bear an annual percentage rate of zero percent as follows:

- A. **Interest Rate.** Zero percent interest shall apply to the entire amount of the loan.
- B. **Payments.** The Borrower shall promptly pay on each Payment Date all amounts then due as specified in the Amortization Schedule (See Exhibit B) attached to this Agreement. The payment date shall be the 25th day of each Month.
- C. **Prepayment.** The Borrower may at any time on not less than ten (10) days notice to the Lender, prepay the Note, in whole or in part without any prepayment premium. A prepayment, in part, of the outstanding balance may result in a new Amortization Schedule solely at the discretion of the Lender and for a term no longer than the term set forth on the original amortization schedule.

ARTICLE III EVENTS OF DEFAULT

Section 3. The following shall be Events of Default under this Agreement.

- A. **Representations and Warranties.** Any representation or warranty made by the Borrower in Article I that proves to be incomplete, incorrect, or false.
- B. **Payment.** Default by the Borrower in the payment of or on account of principal of the Note when and as the same shall be due and payable, whether by acceleration or otherwise, which shall remain unsatisfied for five (5) business days;
- C. **Other Obligations.** Default by the Borrower in the payment of any obligation, whether direct or Contingent, for borrowed money or in the performance or observance of the terms of any instrument from a third party pursuant to which such obligation was created or securing such obligations.

ARTICLE IV REMEDIES

Section 4. If any of the Events of Default listed in Section 3 above shall occur after the date of this Agreement and shall not have been remedied by the Borrower, then Tideland Electric Membership Corporation, the Lender, may pursue all rights and remedies available including, but not limited to, acceleration of all amounts due hereunder in accordance with the Amortization Schedule and any unpaid balance in whole or in part. Nothing herein shall limit the right of the Lender to pursue all rights and remedies available to a creditor following the occurrence of an Event of Default listed in Section 3 hereof.

ARTICLE V SEVERABILITY

Section 5. If any term, provision or condition, or any part thereof, of this Agreement shall for any reason be found or held invalid or unenforceable by any governmental agency or Court of competent jurisdiction, such invalidity or unenforceability shall not affect the remainder of such term, provision or condition, and this Agreement and the Note shall survive and be construed as if such invalid or unenforceable term, provision or condition has not been contained therein.

ARTICLE VI MODIFICATION

Section 6. The Borrower and the Lender may make modification to this Agreement but solely at the discretion of the Lender. No modification shall be effective, however, unless attached to this Agreement as "Exhibit C, Modification to the Agreement," and executed by both parties after making the identical Representations and Warranties as stated in Section 1 above. Correspondence shall be directed as follows:

BORROWER:

County of Hyde, NC
Attention: Finance Officer
30 Oyster Creek Road
PO Box 88
Swan Quarter, NC 27885

LENDER:

Tideland Electric Membership Corporation
Attention: Chief Financial Officer
PO Box 159
Pantego, NC 27860

SIGNED THIS 2ND Day of August, 2016:

William D. Rich,
County Manager,
County of Hyde
(Borrower)

Corrine Gibbs,
Finance Officer,
County of Hyde
(Borrower)

SEAL FOR THE COUNTY OF HYDE

Paul G. Spruill,
General Manager & CEO,
Tideland Electric Membership Corporation
(Lender)

SEAL FOR TIDELAND EMC

EXHIBIT A

sidewalk, installing a new ADA-accessible boardwalk with pre-cast concrete decking and aluminum handrails and providing a new ocean viewing platform near the end of the boardwalk. The project started on March 28 and should be completed by Memorial Day. During the construction period, visitors will have limited access to the comfort station and shower facilities. A marked foot trail to gain access to the beach is provided from the comfort station.

- Efforts to improve drainage efficiency in Hyde County with a shared goal of protecting agriculture industry and homes and businesses are being made by the Office of Economic Development and the Hyde County Office of Soil & Water. Hyde County staff is working to accomplish attainable drainage projects beginning with the analyzation of an Outfall Canal clearing and snagging project. Daniel Brinn, Hyde Soil and Water, has notified the Division of Coastal Management local representatives and DCM staff are working with Hyde County to assist in permitting of the proposed project. Mr. Brinn plans to complete a survey of Outfall Canal on April 7 and the survey will be used to obtain costs estimates for the project. Estimates for funding resources for projects will be presented at the May 2nd Board of Commissioners meeting.
- Efforts to generate and accomplish projects to improve drainage efficiency in Hyde County with a shared goal of protecting agriculture industry and homes and businesses are being made by the Office of Economic Development and the Hyde County Office of Soil & Water. One critical partnership to achieve these goals will be between Hyde County and various Hyde County drainage associations. Associations should be supported by the county in their efforts to fight salt water intrusion, coastal flooding and damage to land, structures, citizens and local economy.

Hyde County has been approached by Slocum Drainage District for assistance in obtaining funding in an amount of \$60,000 for a proposed pump project through low or no interest loan sources. Through discussions with Tideland EMC a no interest loan solution is possible. Under the solution, Hyde County will be the borrower of the funds from Tideland EMC and serve as an intermediary for the distribution of the funds to the Slocum Drainage Association.

The Board of Commissioners, excluding Commissioner Fletcher who was absent, unanimously authorized the County Manager to work with the County Attorney to create a contractual relationship between the county and the Slocum Drainage Association in which the Association is obligated to repay Hyde County any funds with which the County assists the Association; and authorized the County Manager to enter into any reasonable financing alternative with the purpose of the financing being limited to assisting the Slocum Drainage Association. Estimates for funding resources for projects will be presented at the June 6th Board of Commissioners meeting.

- Hyde County is applying to the North Carolina Division of Emergency Management and the Federal Emergency Management Agency for Flood Mitigation Assistance Program funds to elevate approximately twelve (12) residential structures above the 100-year or "base" flood elevation. All properties identified are severely flood-prone, are on the Hyde County 2016 FMA Repetitive Loss List and have suffered repetitive flood damage since mid-1996 including recent damage during Hurricane Irene in August 2011. The estimated budget for the project is \$1,860,000.00. No County funds will be required. The project will be funded with 75% grant funds and 25% property owner funds. No action is required by the Board of Commissioners at this time.
- Received loan request for Revolving Loan Fund from Victor S. McNally (dba) Sorella's Italian Cuisine. Mr. McNally, owner of Ocracoke Pizza Company, is requesting a \$35,000.00 loan to expand the business from a take-out to a full service restaurant with a capacity to seat twenty (20) customers. Mr. McNally is an experienced entrepreneur with over twenty years of experience in the restaurant business. The new business will be known as

EXHIBIT B

Loan Amount \$ 60,000.00 LOAN # 1602
 Interest Rate 0%
 Date of Loan Closing 08/02/2016
 First Payment Date 08/25/2016 (with all subsequent payments on the 25th of each month)
 Payment Amount \$714.29
 Repayment Period 7 Years

Payment#: 1 (on 08/25/2016)
 Opening Balance: \$60,000.00
 Payment Amount \$714.29 (on 08/25/2016)
 Closing Balance After: \$59,285.71

MONTH	BEGIN BALANCE	NEW PAYMENT	AMT PAID	END BALANCE
09/16	\$ 59,285.71	\$ 714.29	\$ 1,428.57	\$ 58,571.43
10/16	\$ 58,571.43	\$ 714.29	\$ 2,142.86	\$ 57,857.14
11/16	\$ 57,857.14	\$ 714.29	\$ 2,857.14	\$ 57,142.86
12/16	\$ 57,142.86	\$ 714.29	\$ 3,571.43	\$ 56,428.57
01/17	\$ 56,428.57	\$ 714.29	\$ 4,285.71	\$ 55,714.29
02/17	\$ 55,714.29	\$ 714.29	\$ 5,000.00	\$ 55,000.00
03/17	\$ 55,000.00	\$ 714.29	\$ 5,714.29	\$ 54,285.71
04/17	\$ 54,285.71	\$ 714.29	\$ 6,428.57	\$ 53,571.43
05/17	\$ 53,571.43	\$ 714.29	\$ 7,142.86	\$ 52,857.14
06/17	\$ 52,857.14	\$ 714.29	\$ 7,857.14	\$ 52,142.86
07/17	\$ 52,142.86	\$ 714.29	\$ 8,571.43	\$ 51,428.57
08/17	\$ 51,428.57	\$ 714.29	\$ 9,285.71	\$ 50,714.29
09/17	\$ 50,714.29	\$ 714.29	\$ 10,000.00	\$ 50,000.00
10/17	\$ 50,000.00	\$ 714.29	\$ 10,714.29	\$ 49,285.71
11/17	\$ 49,285.71	\$ 714.29	\$ 11,428.57	\$ 48,571.43
12/17	\$ 48,571.43	\$ 714.29	\$ 12,142.86	\$ 47,857.14
01/18	\$ 47,857.14	\$ 714.29	\$ 12,857.14	\$ 47,142.86
02/18	\$ 47,142.86	\$ 714.29	\$ 13,571.43	\$ 46,428.57
03/18	\$ 46,428.57	\$ 714.29	\$ 14,285.71	\$ 45,714.29
04/18	\$ 45,714.29	\$ 714.29	\$ 15,000.00	\$ 45,000.00
05/18	\$ 45,000.00	\$ 714.29	\$ 15,714.29	\$ 44,285.71
06/18	\$ 44,285.71	\$ 714.29	\$ 16,428.57	\$ 43,571.43
07/18	\$ 43,571.43	\$ 714.29	\$ 17,142.86	\$ 42,857.14
08/18	\$ 42,857.14	\$ 714.29	\$ 17,857.14	\$ 42,142.86
09/18	\$ 42,142.86	\$ 714.29	\$ 18,571.43	\$ 41,428.57
10/18	\$ 41,428.57	\$ 714.29	\$ 19,285.71	\$ 40,714.29
11/18	\$ 40,714.29	\$ 714.29	\$ 20,000.00	\$ 40,000.00
12/18	\$ 40,000.00	\$ 714.29	\$ 20,714.29	\$ 39,285.71
01/19	\$ 39,285.71	\$ 714.29	\$ 21,428.57	\$ 38,571.43
02/19	\$ 38,571.43	\$ 714.29	\$ 22,142.86	\$ 37,857.14
03/19	\$ 37,857.14	\$ 714.29	\$ 22,857.14	\$ 37,142.86
04/19	\$ 37,142.86	\$ 714.29	\$ 23,571.43	\$ 36,428.57

MONTH	BEGIN BALANCE	NEW PAYMENT	AMT PAID	END BALANCE
05/19	\$ 36,428.57	\$ 714.29	\$ 24,285.71	\$ 35,714.29
06/19	\$ 35,714.29	\$ 714.29	\$ 25,000.00	\$ 35,000.00
07/19	\$ 35,000.00	\$ 714.29	\$ 25,714.29	\$ 34,285.71
08/19	\$ 34,285.71	\$ 714.29	\$ 26,428.57	\$ 33,571.43
09/19	\$ 33,571.43	\$ 714.29	\$ 27,142.86	\$ 32,857.14
10/19	\$ 32,857.14	\$ 714.29	\$ 27,857.14	\$ 32,142.86
11/19	\$ 32,142.86	\$ 714.29	\$ 28,571.43	\$ 31,428.57
12/19	\$ 31,428.57	\$ 714.29	\$ 29,285.71	\$ 30,714.29
01/20	\$ 30,714.29	\$ 714.29	\$ 30,000.00	\$ 30,000.00
02/20	\$ 30,000.00	\$ 714.29	\$ 30,714.29	\$ 29,285.71
03/20	\$ 29,285.71	\$ 714.29	\$ 31,428.57	\$ 28,571.43
04/20	\$ 28,571.43	\$ 714.29	\$ 32,142.86	\$ 27,857.14
05/20	\$ 27,857.14	\$ 714.29	\$ 32,857.14	\$ 27,142.86
06/20	\$ 27,142.86	\$ 714.29	\$ 33,571.43	\$ 26,428.57
07/20	\$ 26,428.57	\$ 714.29	\$ 34,285.71	\$ 25,714.29
08/20	\$ 25,714.29	\$ 714.29	\$ 35,000.00	\$ 25,000.00
09/20	\$ 25,000.00	\$ 714.29	\$ 35,714.29	\$ 24,285.71
10/20	\$ 24,285.71	\$ 714.29	\$ 36,428.57	\$ 23,571.43
11/20	\$ 23,571.43	\$ 714.29	\$ 37,142.86	\$ 22,857.14
12/20	\$ 22,857.14	\$ 714.29	\$ 37,857.14	\$ 22,142.86
01/21	\$ 22,142.86	\$ 714.29	\$ 38,571.43	\$ 21,428.57
02/21	\$ 21,428.57	\$ 714.29	\$ 39,285.71	\$ 20,714.29
03/21	\$ 20,714.29	\$ 714.29	\$ 40,000.00	\$ 20,000.00
04/21	\$ 20,000.00	\$ 714.29	\$ 40,714.29	\$ 19,285.71
05/21	\$ 19,285.71	\$ 714.29	\$ 41,428.57	\$ 18,571.43
06/21	\$ 18,571.43	\$ 714.29	\$ 42,142.86	\$ 17,857.14
07/21	\$ 17,857.14	\$ 714.29	\$ 42,857.14	\$ 17,142.86
08/21	\$ 17,142.86	\$ 714.29	\$ 43,571.43	\$ 16,428.57
09/21	\$ 16,428.57	\$ 714.29	\$ 44,285.71	\$ 15,714.29
10/21	\$ 15,714.29	\$ 714.29	\$ 45,000.00	\$ 15,000.00
11/21	\$ 15,000.00	\$ 714.29	\$ 45,714.29	\$ 14,285.71
12/21	\$ 14,285.71	\$ 714.29	\$ 46,428.57	\$ 13,571.43
01/22	\$ 13,571.43	\$ 714.29	\$ 47,142.86	\$ 12,857.14
02/22	\$ 12,857.14	\$ 714.29	\$ 47,857.14	\$ 12,142.86
03/22	\$ 12,142.86	\$ 714.29	\$ 48,571.43	\$ 11,428.57
04/22	\$ 11,428.57	\$ 714.29	\$ 49,285.71	\$ 10,714.29
05/22	\$ 10,714.29	\$ 714.29	\$ 50,000.00	\$ 10,000.00
06/22	\$ 10,000.00	\$ 714.29	\$ 50,714.29	\$ 9,285.71
07/22	\$ 9,285.71	\$ 714.29	\$ 51,428.57	\$ 8,571.43
08/22	\$ 8,571.43	\$ 714.29	\$ 52,142.86	\$ 7,857.14
09/22	\$ 7,857.14	\$ 714.29	\$ 52,857.14	\$ 7,142.86
10/22	\$ 7,142.86	\$ 714.29	\$ 53,571.43	\$ 6,428.57
11/22	\$ 6,428.57	\$ 714.29	\$ 54,285.71	\$ 5,714.29
12/22	\$ 5,714.29	\$ 714.29	\$ 55,000.00	\$ 5,000.00
01/23	\$ 5,000.00	\$ 714.29	\$ 55,714.29	\$ 4,285.71
02/23	\$ 4,285.71	\$ 714.29	\$ 56,428.57	\$ 3,571.43
03/23	\$ 3,571.43	\$ 714.29	\$ 57,142.86	\$ 2,857.14
04/23	\$ 2,857.14	\$ 714.29	\$ 57,857.14	\$ 2,142.86
05/23	\$ 2,142.86	\$ 714.29	\$ 58,571.43	\$ 1,428.57
06/23	\$ 1,428.57	\$ 714.29	\$ 59,285.71	\$ 714.29
07/23	\$ 714.29	\$ 714.29	\$ 60,000.00	\$ (0.00)

Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET

Meeting Date: August 1, 2016
Presenter: Kris Cahoon Noble
Attachment: No

ITEM TITLE: Wastewater Treatment Facility Replacement – Engelhard Sanitary District
Request for Waiver of Fees

SUMMARY: The Engelhard Sanitary District has struggled with a failing, defective wastewater treatment facility for many years, which included a moratorium on new construction within the district for the past four years. After extensive effort, the Engelhard Sanitary District has received a modified permit from the State of North Carolina and a grant/loan funding package from the U.S. Department of Agriculture in the approximate amount of \$1.3M to replace the treatment facility and make other necessary repairs. The project is currently being advertised for bid, with bid opening currently scheduled for August 3.

The Engelhard Sanitary District respectfully requests that any fees including but not limited to applicable land use, inspections, and health department fees be waived for this project.

Hyde County Inspections fees have been estimated to be approximately \$164.40. There are no health department fees or county water fees.

RECOMMEND: **DISCUSSION AND APPROVAL TO WAIVE THE BUILDING INSPECTION FEE TO THE ENGELHARD SANITARY DISTRICT FOR WASTEWATER TREATMENT FACILITY REPLACEMENT PROJECT**

Motion Made By: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Vote: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: Jane Hodges
Attachment: No

ITEM TITLE: Awarding of Bid for the Terminal Drainage, Signage and Beacon Repair

SUMMARY: NCDOTA has allowed us to use monies that would have expired June 30, 2016 to complete this project. There will be a sign at the end of the airport road announcing the Hyde County Airport. The low lying areas around the terminal building will be excavated and a drain system will be put in to allow the water to flow to the ditch. The low areas will also have extra dirt put in the spots to try and level off the ground to prevent any future standing water. The beacon will be moved over a few feet and a new structure will be erected. The current beacon has been there since the inception of the airport. Time and rust have made the change necessary.

RECOMMEND: PLEASE PASS

Motion Made By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

Vote: ☐ Earl Pugh, Jr.
☐ Barry Swindell
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher

**Hyde County Board of Commissioners
AGENDA ITEM SUMMARY SHEET**

Meeting Date: August 1, 2016
Presenter: County Manager Bill Rich
Attachment: No

ITEM TITLE: NC Health Plan

SUMMARY: Hyde County, in conjunction with their lobbyists Joe and Henri McClees and with the support of Pamlico County, was able to get the Senate, House Representatives, and the Governor to sign off on increasing the enrollment for the State Health Plan from 10,000 to 15,000. We are one of the first on the list to be considered in July 2017 when our current plan expires.

RECOMMEND: NO ACTION – FOR DISCUSSION

Motion Made By: ☒ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Motion Seconded By: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell

Vote: ☐ Earl Pugh, Jr.
☐ Dick Tunnell
☐ Ben Simmons
☐ John Fletcher
☐ Barry Swindell